



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re the application of: Donald F. Weaver, *et al.*

Application No.: 09/932,676

Filed: August 16, 2001

For: *Anti-Epileptogenic Agents*

Attorney Docket No.: NCI-006DV2

Commissioner for Patents
Washington, D.C. 20231

Group Art Unit: 1624

Examiner: D. Rao

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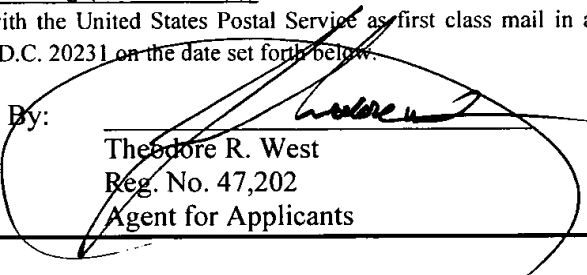
Certificate of First Class Mailing (37 CFR 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

November 4, 2002

Date of Signature and of Mail Deposit

By:


Theodore R. West
Reg. No. 47,202
Agent for Applicants**RESPONSE TO RESTRICTION REQUIREMENT**

Dear Sir:

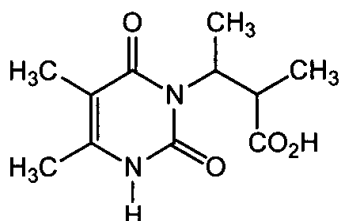
This is in response to the Restriction Requirement dated October 4, 2002. Also enclosed is a copy of a Petition Requesting Change in Inventor's Name, which has been simultaneously filed in the Office of Petitions.

Applicants hereby elect, without traverse, the following group: Group X, claims 68 – 90, drawn to a method for inhibiting epileptogenesis, in class 514.

That is, Applicants elect the only restriction group embracing claims pending in the instant application. The Restriction Requirement erroneously indicates that claims 2 – 90 are pending in the application. Examiner is respectfully directed to "Box 6" of Applicants' Transmittal Letter of August 16, 2001, which accompanied this patent application, and in which cancellation of claims 2 – 67 was requested. The Preliminary Amendment filed with the application further requested cancellation of claim

1, and presented new claims 68 – 90. Accordingly, only claims 68 – 90 are pending in the application. These claims are solely within Group X.

Applicants further elect the following species for the purposes of an initial search by Examiner:



As indicated by the copy of the enclosed Petition, the correct spelling of the first inventor's name is Donald F. Weaver, and not Donald E. Weaver. Note that this inventor signed his name with an "F." as his middle initial on the Declaration submitted with the application.

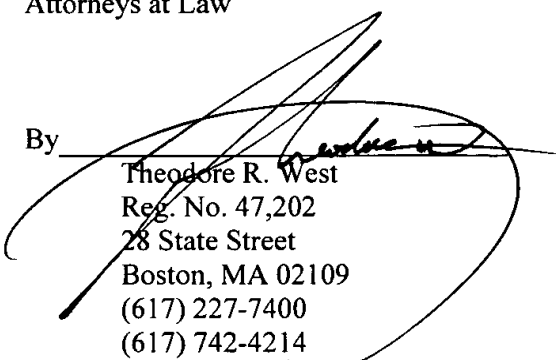
If a telephone conversation with Applicants' attorney would help expedite the prosecution of the above-identified application, Examiner is urged to call Applicants' attorney at (617) 227-7400.

Applicants request any extension of time necessary to respond. Although no fees are believed to be due, please charge any underpayments or credit any overpayments associated with this communication to our Deposit Account No. 12-0080.

Date: November 4, 2002

LAHIVE & COCKFIELD, LLP
Attorneys at Law

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